

THE COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
BUREAU OF WASTE PREVENTION

N O T I C E

Notice is hereby given that the Department of Environmental Protection (DEP), acting in accordance with the provisions of M.G.L. Chapter 111, Sections 142A through 142N, will hold a public hearing on amendments to the state's Air Pollution Control Regulations, 310 CMR 7.00, et seq., revising 310 CMR 7.28, NOx Allowance Trading Program.

On November 4, 2004, DEP filed the amendments as an Emergency Regulation. The amendments allocate allowances from the 2003, 2004 and 2005 Public Benefit Set-Asides to facilities that did not receive the intended amount of NOx Allowances for the 2004-2007 allocations. In addition, beginning with the 2008 allocation, the amendments will allow facilities the opportunity to comment on the output data and calculations used for developing the draft allocation so that DEP can make any corrections to the allocation before it is finalized and sent to EPA. Another amendment clarifies existing regulatory language. A hearing is being held to gather public comments on the amendments to the regulation before they are finalized and filed with the Massachusetts Office of the Secretary of State.

DEP will hold one public hearing under the provisions of Chapter 30A of the Massachusetts General Laws. The public hearing will be held:

January 4, 2005 at 10:00 AM
Department of Environmental Protection
2nd Floor Conference Room A
One Winter Street
Boston, MA

Testimony may be presented orally or in writing at the public hearing. Written comments will be accepted until 5:00 PM on Tuesday, January 4, 2005. Written testimony must be submitted to:

Sharon Weber
Department of Environmental Protection
Wall Experiment Station
37 Shattuck Street
Lawrence, MA. 01843-1398
Attn: 7.28 Revision

If possible, please e-mail a copy of your comments to sharon.weber@state.ma.us

Please ensure that comments are sent to the above address; comments sent to other offices at DEP may not be received in time to be included in the official hearing docket. Copies of the amendments and supporting background information will be available for inspection during normal business hours at the DEP's Boston Office, One Winter Street, Boston, MA, and the Regional Service Centers of the DEP. In addition, these documents can be obtained from the Department's website at <http://www.mass.gov/dep/bwp/daqc/daqcpubs.htm#regs>. For more information, contact Sharon Weber at 978-975-1138 x343. This information is available in alternate format upon request by contacting the above or Donald M. Gomes, DEP's ADA coordinator, at 617-556-1057, BAS/HR, 4th floor, One Winter Street, Boston 02108.

By Order of the Department
Robert W. Golledge, Jr.
Commissioner